

709.16 Sexual misconduct with offenders and juveniles.

1. An officer, employee, contractor, vendor, volunteer, or agent of the department of corrections, or an officer, employee, or agent of a judicial district department of correctional services, who engages in a sex act with an individual committed to the custody of the department of corrections or a judicial district department of correctional services commits an aggravated misdemeanor.

2. *a.* An officer, employee, contractor, vendor, volunteer, or agent of a juvenile placement facility who engages in a sex act with a juvenile placed at such facility commits an aggravated misdemeanor.

b. For purposes of this subsection, a “*juvenile placement facility*” means any of the following:

- (1) A child foster care facility licensed under section 237.4.
- (2) Institutions controlled by the department of human services listed in section 218.1.
- (3) Juvenile detention and juvenile shelter care homes approved under section 232.142.
- (4) Psychiatric medical institutions for children licensed under chapter 135H.
- (5) Facilities for the treatment of persons with substance-related disorders as defined in section 125.2.

3. An officer, employee, contractor, vendor, volunteer, or agent of a county who engages in a sex act with a prisoner incarcerated in a county jail commits an aggravated misdemeanor.

91 Acts, ch 219, §21; 98 Acts, ch 1094, §1; 2013 Acts, ch 30, §204; 2013 Acts, ch 90, §185

Referred to in §692A.101, 692A.102, 709.19

[T] See Code editor’s note on simple harmonization

[T] Subsection 2 amended